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TRANSMITTAL LETTER TO THE UNITED STATES ELECTED OFFICE (EO/US)

(ENTRY INTO U.S. NATIONAL PHASE UNDER CHAPTER

PCT/GB99/03821

16 NOVEMBER 1999

11 DECEMBER 199

INTERNATIONAL APPLICATION NO.

INTERNATIONAL FILING DATE

PRIORITY DATE CLAI

BODY SCANNING EQUIPMENT

TITLE OF INVENTION

- 1. ROBERT BRASH
 - TIMOTHY TANNER

APPLICANT(S)

Box PCT

Assistant Commissioner for Patents

Washington D.C. 20231

ATTENTION: EO/US

NOTE:

The completion of those filing requirements that can be made at a time later than 30 months from the priority date results from the Commissioner exercising his judgment under the authority granted under 35 USC 371(d). The filing receipt will show the actual date of receipt of the last item completing the entry into the national phase. See 37 C.F.R.

CERTIFICATION UNDER 37 C.F.R. 1.10*

(Express Mail label number is mandatory.) (Express Mail certification is optional.)

I hereby certify that this correspondence and the documents referred to as attached therein are being deposited with the United States Postal Service on this date June 6, 2001, in an envelope as "Express Mail Post Office to Addressee," Mailing Label Number <u>EL728213305US</u>, addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

IBIS CARRILLO

Signature of person mailing paper

WARNING:

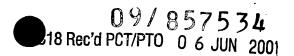
Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

*WARNING:

Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

(Transmittal Letter to the United States Elected Office (EO/US)—page 1 of 8) 13-18



§1.491 which states: "An international application enters the national state when the applicant has filed the documents and fees required by 35 USC 371(c) within the periods set forth in § 1.494 and § 1.495."

WARNING:

Where the items are those which can be submitted to complete the entry of the international application into the national phase are subsequent to 30 months from the priority date the application is still considered to be in the international state and if mailing procedures are utilized to obtain a date the express mail procedure of 37 C.F.R. §1.10 must be used (since international application papers are not covered by an ordinary certificate of mailing - See 37 C.F.R. §1.8.

NOTE: Documents and fees must be clearly identified as a submission to enter the national state under 35 USC 371 otherwise the submission will be considered as being made under 35 USC 111. 37 C.F.R. § 1.494(f).

- 1. Applicant herewith submits to the United States Elected Office (EO/US) the following items under 35 U.S.C. 371:
 - a. [X] This express request to immediately begin national examination procedures (35 U.S.C. 371(f)).
 - b. [X] The U.S. National Fee (35 U.S.C. 371(c)(1)) and other fees (37 C.F.R. § 1.492) as indicated below:

2.Fees

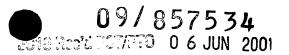
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CLAIMS FEE	(I) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULA- TIONS
[]*	TOTAL CLAIMS	9 - 20 =		x \$ 18.00 =	\$
	INDEPENDENT CLAIMS	3 - 3 =		x \$ 80.00 =	
	MULTIPLE DEPE	NDENT CLAIM(S) (if	applicable) + \$270.00)	
BASIC FEE**	[] U.S. PTO AUTHOF Where an 1.482 has [] [] [x] U.S. PTO EXAMIN Where no in § 1.482 internation PTO: [] I [x] V.S. PTO	WAS INTERNATION	ary examination fee as national application to reliminary examination inventive step (non-obefined in PCT Article 3 e claims presented in tage (37 CFR 1.492(a)(a) tents are not met (37 CTIONAL PRELIMINATY examination fee as s.S. PTO, and payment the in § 1.445(a)(2) to the second state of the second state	set forth in § the U.S. PTO: n report states that viousness) and 33(2) to (4) have the application 4)) \$100.00 FR 1.492(a)(1)) \$690.00 ARY set forth of an the U.S \$710.00 \$1,000.00 lication has been Japanese Patent	
			Total of ab	ove Calculations	860.00
SMALL Reduction by ½ for filing by small entity, if applicable. Statement may also be filed. (note 37 CFR 1.9, 1.27, 1.28)			may also be	-	
				Subtotal	860.00
				otal National Fee	\$860.00
	Fee for recording the (See Item 13 below).	enclosed assignment d See attached "ASSIGN	ocument \$40.00 (37 CI IMENT COVER SHEE	FR 1.21(h)). ET".	
TOTAL			Tot	al Fees enclosed	\$860.00

^{*}See attached Preliminary Amendment Reducing the Number of Claims.



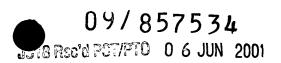
	i. ii.	[x]	A check in the amount of \$860.00 Please charge Account No.	_ to cover the above fees is enclosed. _ in the amount of \$	
**WARNING:		A duplicate copy of this sheet is enclosed. "To avoid abandonment of the application the applicant shall furnish to the United States Patent and Trademark Office not later than the expiration of 30 months from the priority date: * * * (2) the basic national fee (see § 1.492(a)). The 30-month time limit may not be extended." 37 C.F.R. § 1.495(b).			
WARNING:		If the translation of the international application and/or the oath or declaration have not been submitted by the applicant within thirty (30) months from the priority date, such requirements may be met within a time period set by the Office. 37 C.F.R. § 1.495(b)(2). The payment of the surcharge set forth in § 1.492(e) is required as a condition for accepting the oath or declaration later than thirty (30) months after the priority date. The payment of the processing fee set forth in § 1.492(f) is required for acceptance of an English translation later than thirty (30) months after the priority date. Failure to comply with these requirements will result in abandonment of the application. The provisions of § 1.136 apply to the period which is set. Notice of Jan. 3, 1993, 1147 O.G. 29 to 40.			
3.	[x]	A cop	y of the International application as filed (35 U.S.C. 371(c)(2)):	
NOTE:	Bureau i 20. At th accorda the comm normally basic na	ection 1.495 (b) was amended to require that the basic national fee and a copy of the international application ust be filed with the Office by 30 months from the priority date to avoid abandonment "The International ureau normally provides the copy of the international application to the Office in accordance with PCT Article 2. At the same time, the International Bureau notifies applicant of the communication to the Office. In excordance with PCT Rule 47.1, that notice shall be accepted by all designated offices as conclusive evidence that be communication has duly taken place. Thus, if the applicant desires to enter the national stage, the applicant formally need only check to be sure the notice from the International Bureau has been received and then pay the usic national fee by 30 months from the priority date." Notice of Jan. 7, 1993, 1147 O.G. 29 to 40, at 35-36. See term 14c below.			
	a. b.	[]	is transmitted herewith. is not required, as the application was fil Office.	ed with the United States Receiving	
	c.	[x] i. ii.	has been transmitted [x] by the International Bureau. Date of mailing of the application (from [] by applicant on	form PCT/IB/308):	
4.	[x] A translation of the International application into the English language 371(c)(2)):		the English language (35 U.S.C.		
	a. b. c.	[] [x] []	is transmitted herewith. is not required as the application was file was previously transmitted by applicant of	on	
	d.	г <u>1</u>	will follow	Date	



5.	[x]	Amendments to the claims of the International application under PCT Article 19 (3 U.S.C. 371(c)(3)):		
NOTE:	The Notice of January 7, 1993 points out that 37 C.F.R. § 1.495(a) was amended to clarify the existing and continuing practice that PCT Article 19 amendments must be submitted by 30 months from the priority date and this deadline may not be extended. The Notice further advises that: "The failure to do so will not result in loss of the subject matter of the PCT Article 19 amendments. Applicant may submit that subject matter in a preliminary amendment filed under section 1.121. In many cases, filing an amendment under section 1.121 is preferable since grammatical or idiomatic errors may be corrected." 1147 O.G. 29-40, at 36.			
	a. b.	[] are transmitted herewith. [] have been transmitted i. [] by the International Bureau. Date of mailing of the amendment (from form PCT/IB/308): ii. [] by applicant on		
	c.	 [x] have not been transmitted as [x] applicant chose not to make amendments under PCT Article 19. Date of mailing of Search Report (from form PCT/ISA/210):		
6.	[x] a. b. c.	A translation of the amendments to the claims under PCT Article 19 (38 U.S.C. 371(c)(3)): [] is transmitted herewith. [] is not required as the amendments were made in the English language. [x] has not been transmitted for reasons indicated at point 5(c) above.		
7.	[x]	A copy of the international examination report (PCT/IPEA/409) [x] is transmitted herewith. [] is not required as the application was filed with the United States Receiving Office.		
8.	[] a. b.	Annex(es) to the international preliminary examination report [] is/are transmitted herewith. [] is/are not required as the application was filed with the United States Receiving Office.		
9.	[] a. b.	A translation of the annexes to the international preliminary examination report [] is transmitted herewith. [] is not required as the annexes are in the English language.		

10.	[x]	An oath or declaration of the inventor (35 U.S.C. 371(c)(4)) complying with 35 U.S.C. 115
	a.	[] was previously submitted by applicant on Date
	b. с.	 is submitted herewith, and such oath or declaration i. [] is attached to the application. ii. [] identifies the application and any amendments under PCT Article 19 that were transmitted as stated in points 3(b) or 3(c) and 5(b); and states that they were reviewed by the inventor as required by 37 C.F.R. 1.70. [x] will follow.
Othe	r docum	ent(s) or information included:
11.	[x]	An International Search Report (PCT/ISA/210) or Declaration under PCT Article 17(2)(a):
	a. b.	[x] is transmitted herewith. [] has been transmitted by the International Bureau. Date of mailing (from form PCT/IB/308):
	c.	[] is not required, as the application was searched by the United States International Searching Authority.
	d. e.	[] will be transmitted promptly upon request. [] has been submitted by applicant on
12.	[x] a. b. c.	An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98: [x] is transmitted herewith. Also transmitted herewith is/are: [x] Form PTO-1449 (PTO/SB/08A and 08B). [x] Copies of citations listed. [] will be transmitted within THREE MONTHS of the date of submission of requirements under 35 U.S.C. 371(c). [] was previously submitted by applicant on Date
13.	[] A se NEV	An assignment document is transmitted herewith for recording. sparate [] "COVER SHEET FOR ASSIGNMENT (DOCUMENT) ACCOMPANYING W PATENT APPLICATION" or [] FORM PTO 1595 is also attached.

14.	[x] a. b.	Additional documents: [] Copy of request (PCT/RO/101) [x] International Publication No. WO 00/36370 i. [x] Specification, claims and drawing ii. [] Front page only [] Preliminary amendment (37 C.F.R. § 1.121) [x] Other				
		FORM PCT/IPEA/416				
15.	[x] a. b.	The above checked items are being transmitted [x] before 30 months from any claimed priority date. [] after 30 months.				
16.	[]	Certain requirements under 35 U.S.C. 371 were previously submitted by the applicant on, namely:				
		AUTHORIZATION TO CHARGE ADDITIONAL FEES				
WARN	ING:	Accurately count claims, especially multiple dependent claims, to avoid unexpected high charges if extra claims are authorized.				
NOTE	reply, incorp requir an ext parag	itten request may be submitted in an application that is an authorization to treat any concurrent or future requiring a petition for an extension of time under this paragraph for its timely submission, as corating a petition for extension of time for the appropriate length of time. An authorization to charge all sed fees, fees under § 1.17, or all required extension of time fees will be treated as a constructive petition for ension of time in any concurrent or future reply requiring a petition for an extension of time under this raph for its timely submission. Submission of the fee set forth in § 1.17(a) will also be treated as a functive petition for an extension of time in any concurrent reply requiring a petition for an extension of time this paragraph for its timely submission." 37 C.F.R. § 1.136(a)(3).				
NOTE	time	"Amounts of twenty-five dollars or less will not be returned unless specifically requested within a reasonable time, nor will the payer be notified of such amounts; amounts over twenty-five dollars may be returned by check or, if requested, by credit to a deposit account." 37 C.F.R. § 1.26(a).				
	[X]	The Commissioner is hereby authorized to charge the following additional fees that may be required by this paper and during the entire pendency of this application to Account No. 12-0425				
		[X] 37 C.F.R. 1.492(a)(1), (2), (3), and (4) (filing fees)				
WAR	NING:	Because failure to pay the national fee within 30 months without extension (37 C.F.R. § $1.495(b)(2)$) results in abandonment of the application, it would be best to always check the above box.				
		[] 37 C.F.R. 1.492(b), (c) and (d) (presentation of extra claims)				
NOT	E: Beca	use additional fees for excess or multiple dependent claims not paid on filing or on later presentation must				



only be paid or these claims cancelled by amendment prior to the expiration of the time period set for response by the PTO in any notice of fee deficiency (37 C.F.R. § 1.492(d)), it might be best not to authorize the PTO to charge additional claim fees, except possible when dealing with amendments after final action.

37 C.F.R. 1.17 (application processing fees)

37 C.F.R. 1.17(a)(1)-(5)(extension fees pursuant to § 1.136(a). [X]

37 C.F.R. 1.18 (issue fee at or before mailing of Notice of Allowance, [X]pursuant to 37 C.F.R. 1.311(b))

Where an authorization to charge the issue fee to a deposit account has been filed before the mailing of a Notice of Allowance, the issue fee will be automatically charged to the deposit account at the time of mailing the notice NOTE: of allowance. 37 C.F.R. § 1.311(b).

37 C.F.R. 1.28(b) requires "Notification of any change in loss of entitlement to small entity status must be filed in the application . . . prior to paying, or at the time of paying . . . issue fee." From the wording of 37 C.F.R. § 1.28(b): (a) notification of change of status must be made even if the fee is paid as "other than a small entity" and (b) no notification is required if the change is to another small entity.

> 37 C.F.R. § 1.492(e) and (f) (surcharge fees for filing the declaration and/or [] filing an English translation of an International Application later than 30 months after the priority date).

> > URE OF PRACTITIONER

LIAM R. EVANS

(type or print name of practitioner)

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c/o Ladas & Parry 26 West 61st Street New York, N.Y. 10023

Tel. No.: (212) 708-1930

Customer No.: 00140

09/857534

patent application serial no.

Department of Commerce
Patent and Tradomark Office
Tee record

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